

KENTUCKY'S ENVIRONMENT

The Newsletter of the Environmental Quality Commission

Volume 16, No. 3

May-June 2000

EQC

is a seven-member citizen board that advises officials on environmental matters, provides a public forum for the discussion of issues and monitors environmental conditions. To receive the free EQC newsletter, call (502)564-2150 ext. 160, e-mail EQC@mail.state.ky.us, or write to EQC at 14 Reilly Rd., Frankfort, KY 40601. You can also submit your comments and check out EQC activities on our Web site at www.kyeqc.net Printed bimonthly with state funds.

Progress Toward Securing Blanton Forest Continues to Be Made

At nearly 2,350 acres, Blanton Forest is the largest and most diverse old-growth forest in Kentucky and one of the 13 largest old-growth tracts in the eastern United States.

Efforts are underway to protect the forest and ensure its future for generations to come. This will be accomplished through a \$3.5 million fund raising effort that will seek to acquire remaining old-growth acreage and surrounding buffer lands and endow a fund that will provide for ongoing management and protection of the forest.

Under the Blanton Forest Preserve Design Plan, a total of 6,700 acres will be purchased and protected. Of this amount, 4,350 acres will serve as a "buffer" to the 2,350-acre old-growth tract, protecting it from outside disturbances. Though the term "buffer" is used to describe the additional acreage, it can be misleading. This area is biologically unique and worthy of protection in its own right. Currently, 1,075

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Kentucky Forest Conservation Act Implementation

Starting July 15, new rules for timber harvesting in Kentucky will come into effect. The Kentucky Forest Conservation Act (KFCA), passed by the 1998 General Assembly, was established to reduce and prevent nonpoint source water pollution from timber harvesting operations, promote healthy high quality forests and ensure long-term timber production.

Some components of the act, such as the forest inventory, have already begun, but two significant components go into effect on July 15, 2000. Beginning in just a few weeks, all timber harvesting sites (except those that exclusively use horses or mules) must have a master logger on site and in charge of the operation, and they must use appropriate best management practices (BMPs).

Division of Forestry personnel will inspect timber-harvesting operations to ensure that loggers are complying with the requirements of the act. The inspector will

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I-66 Transportation Corridor

In June, the public will have two opportunities to learn about the efforts to designate the proposed Interstate 66 corridor through Kentucky.

On June 7, the Kentucky Transportation Cabinet's District 12 will host a public meeting from 5 p.m. to 7 p.m. at Pike Central High School in Pikeville to present the Local Citizen Task Force's Recommended Alignments for the Pike County segment of the Hazard to West Virginia corridor. Contact John Bowlin, I-66 Hazard to W.V. Project Manager, at (606)785-9644 for more information about the meeting.

In late June, a planning report for the Somerset to London corridor will be released. It will present the preliminary engineering and environmental findings and narrow the corridor alignment options from 22 to 10. For more information about the report, contact Annette Coffey, KY Transportation Cabinet at (502)564-7183.

MEETINGS/CONFERENCES

May 19-20 - 16th Annual Environmental Law Institute - UK College of Law, Lexington. *Contact: UK Office of Continuing Education, (606)257-2921.*

May 23-25 - 2000 Nonpoint Source Conference - University Plaza Hotel and Conf. Ctr., Bowling Green. *Contact: Geaunita Caylor, UK, (606)257-2820.*

May 24-25 - Building for High Performance, Commercial Energy Workshop - Holiday Inn, Frankfort. *Contact: Greg Guess, KY DOE, (502)564-7192.*

May 25 - Brownfields-Opportunities for KY Communities - Northern KY University, Highland Heights. *Contact: Andrew Seth, NALGEP, (202)638-6254 or nalgep@spiegelmc.com.*

June 1-3 & 22-24- Composting Toilet/Constructed Wetlands Workshops - Appalachia-Science in the Public Interest. *Contact Martha Bond, ASPI, (606)256-0077.*

June 8 - Clean Air Act Implementation Task Force - 803 Schenkel Lane, Frankfort. *Contact: Susan Weaver, DAQ, (502)573-3382.*

June 10 - Kentucky Herb Festival - Franklin Co. Fairgrounds, Frankfort. *Contact: Sue Clifford, (606)234-1452.*

June 17 - 2000 Kentucky River Clean Sweep - To find your county contact, call Sue Ann Elliston, KRA, (502)563-2866.

July 16-18 - KY Assoc. of Conservation Districts Annual Convention - University Plaza, Bowling Green. *Contact: KY Div. of Conservation, (502)564-3080 or local District office.*

August 28-30 - KY Rural Water Association 2000 Annual Technical Conference and Exhibition - Galt House-East, Louisville. *Contact: KRWA, (270)843-2291 or krwa@kih.net.*

PUBLIC NOTICES/HEARINGS

Ky. Division of Water - KPDES Permit Notices

•**Park Ctr. One & Two**, Erlanger (Boone Co.) - discharge permit is denied due to the availability of the Sanitation District #1's sewage services. (KY0078255)

•**Mountain Water District**, Pikeville (Pike Co.) - the KY Division of Water has made a preliminary determination that the district's pretreatment program meets applicable state and federal requirements. **Public Comment** is due on the program by **May 22**. (PT 2000-002)

•**Wendy's Restaurant**, Coal Run Village (Pike Co.) - discharge permit is denied due to the availability of the Mountain Water

District's sewer service. (KY0101508)

•**37 Water Discharge Permit Issuances/Reissuances** - (**Public Notice 13-16 2000**). *Contact: Courtney Zietz, (502)564-3410.*

Ky. Division of Waste Management - Hazardous Waste Notices

•**Lexington Facility of the Bluegrass Army Depot**, Lexington (Fayette Co.) - The KY Division of Waste Management has made a tentative decision to approve corrective action measures to remediate soil contaminated with lead and arsenic at Buildings 19 and 43. **Public Comment** is due by **May 19**.

Above hazardous waste notices contact Michael Welch, DWM, (502)564-6716.

KY Division of Waste Management - Solid Waste Notices

•**Western KY Energy Corp.**, Henderson (Henderson Co.) - The KY Division of Waste Management has issued a draft construction/operation permit to expand the operational life of its special waste landfill by approximately 15 years. **Public Comment** is due by **May 29**. *Contact: Carol Sole, DWM, (502)564-6716.*

KY Division of Waste Mgt. - Underground Storage Tanks

•**Bob's Service Ctr.**, 853 Holland St., Scottsville, Allen Co. (3575-002).

•**Former Whale Station #84**, 9619 Whipps Mill Rd., Louisville, Jefferson Co. (3217-056).

Contact: Lori Terry, UST Branch, DWM, (502)564-6716.

KY Division for Air Quality - Public Notices

•**Title V Operating Permit - Vanderbilt Chemical Corp.**, Murray (Calloway Co.); **BF Goodrich Co.**, Calvert City (Marshall Co.); **Catlettsburg Refining**, Catlettsburg (Boyd Co.); **Westlake Monomers Corp.**, Calvert City (Marshall Co.).

•**Title V Operating Permit Significant Revisions** - **Eagle Industries, Inc.**, Bowling Green (Warren Co.); **American Greetings**, Corbin (Laurel Co.).

•**Title V Construction/Operating Permit** - **Duke Energy**, (Marshall Co.).

•**Conditional Major Source Operating or Construction/Operating Permit (Title V does not apply)** - **MRM Assoc.**, Calvert City (Marshall Co.); **Schlumberger RMS**, Owenton (Owen Co.); **Markwest Hydrocarbon, Inc.**, South Shore (Greenup Co.); **Schwann's Sales Enter.**, Florence (Boone Co.).

•**Synthetic Minor Operating or Construction/Operating Permit at a Title V Source (PSD regs. do not apply)** - **Dart Polymers**,

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Environmental Quality Commission
Meeting Announcement



EQC Public Meeting

May 18, 2000

1:00 p.m., Room 125, Capitol Annex, Frankfort

- **Outcome of 2000 Legislative Session**
- **KY Infrastructure Authority's Expanded Mission**
- **Division for Air Quality Regulations**

401 KAR 50:039 (Repeal of 401 KAR 50:037), 401 KAR 51:056 (Repeal of 401 KAR 51:055), 401 KAR 59:311 (Repeal of 401 KAR 59:310), and 401 KAR 60:670.

Minutes of this meeting will be viewable on EQC's web site located at www.kyeqc.net.

All EQC meetings are free and open to the public. Meeting facilities are accessible to people with disabilities. Auxiliary aids, interpreters and other services will be provided upon request by contacting EQC.

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Inc., Owensboro (Davies Co.); **Eagle Industries, Inc.**, Bowling Green (Warren Co.); **American Greetings**, Corbin (Laurel Co.); **Schwann's Sales Enter.**, Florence (Boone Co.).

• **Acid Rain Permit (Revised)- Western Ky. Energy**, Wilson Station (Ohio Co.) and Green Station (Webster Co.).

To comment on air notices, contact Bill Dills, DAQ, (502)573-3382.

U.S. EPA Underground Injection Wells - Public Notices

• **Brookston Resources, Inc.**, Henderson Co. (KY00UIC010)

• **Geigo Co. LLP**, Henderson Co. (KY00UIC012) - both actions are notices of intent to terminate an underground injection control permit.

• **Penske Truck Leasing**, Lexington (Fayette Co.) - 2nd notice of proposed issuance of a Class V underground injection control permit. Permit will authorize the operation, plugging and abandonment of a well used for disposal of excess automotive wash water. (KYV0001). Contact: William Mann, U.S. EPA Groundwater/Drinking Water Branch at (404)562-9429, ext. 29452.

Ohio River Valley Sanitation Commission (ORSANCO)

On May 25, ORSANCO will hold a **Public Hearing** at the Holiday Inn at the Greater Cincinnati Airport on proposed revisions to its pollution control standards. Revisions include criteria for ammonia, change from total recoverable to dissolved metals criteria and incorporation of new methodology for calculating criteria to protect aquatic life. Contact: Peter Tennant, ORSANCO, (513)231-7719.

PROPOSED STATE REGULATIONS

• **Air Quality Regulations** - The Ky. Division for Air Quality will conduct a **Public Hearing** on May 25 to receive comments on the following regulations. 401 KAR 60:070, standards of performance for nonmetallic mineral processing plants, will incorporate by reference the federal New Source Performance Standards (NSPS) and will replace the existing regulation, 401 KAR 59:310, which will be repealed by 401 KAR 59:311. 401 KAR 50:039 (Repeal of 401 KAR 50:037), proposes to repeal the existing emission fees regulation because its provisions have expired. 401 KAR 51:056 (Repeal of 401 KAR 51:055) proposes to repeal the current emissions trading regulation because the NREPC does not use its provisions. To comment contact Millie Ellis, DAQ, (502)573-3382.

Kentucky Environmental Quality Commission

14 Reilly Road

Frankfort, KY 40601-1132

Telephone: (502)564-2150 Fax: (502)564-4245

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acres of the old-growth section and about 375 buffer acres are protected.

A recent donation of \$500,000 from the J. Graham Brown Foundation of Louisville to the Kentucky Natural Lands Trust (KNLT), along with \$600,000 appropriated by the General Assembly and other monies from federal and private sources, has helped the campaign move halfway toward its fund raising goal. KNLT is a private, nonprofit organization committed to protecting and raising public awareness of our diminishing natural lands and is spearheading the effort to protect Blanton Forest.

Presently, KNLT holds options to purchase two parcel of land: approximately 1,200 acres of old-growth and 750 acres of high quality buffer lands. The successful purchase of the 1,200-acre tract will secure the remaining old-growth forest.

KNLT's efforts to preserve Blanton Forest have the support of statewide environmental and community groups, including the Kentucky State Nature Preserves Commission, the Kentucky Natural Resources and Environmental Protection Cabinet, MACED (Mountain Association for Community Economic Development), The Nature Conservancy, the Sierra Club, the Kentucky Audubon Society, the Harlan Revitalization Association and concerned Harlan Countians.

To find out more about Blanton Forest and the effort to buy additional land, visit KNLT's Web site at www.blantonforest.org or call toll-free (877)367-5658.

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verify that a master logger is on site and inspect the entire site for the use of appropriate BMPs and water pollution. If a master logger is not on site, the inspector can require the operation to cease harvesting. Landowners are encouraged to make sure they hire a certified Master Logger and make themselves aware of what is happening on their land during an active harvesting operation. The Kentucky Division of Forestry (DOF) maintains a list of loggers who have successfully completed the Master Logger training program.

For more information on the implementation of the Kentucky Forest Conservation Act, contact Steve Kull, KY DOF, (800)866-0555.

FEDERAL NOTICES/HEARINGS/MEETINGS

• **US Army Corps of Engineers' Cummins Ferry Marina Permit** - A **Public Hearing** is scheduled for **June 1** at 7 p.m. at Mercer Co. High School concerning the proposed permit application. #200000290). Contact: Mike Meyer, Corps of Engineers, (502)582-5292.

• **Daniel Boone Nat'l Forest's Roadless Area Conservation Draft EIS** -DBNF has scheduled two **Public Meetings** on **May 22** at Clark Co. Public Library to present an overview of the draft EIS. Contact: DBNF, (859)745-3100.

• **US Fish & Wildlife Service's Draft Recovery Plan for Eggert's Sunflower (Helianthus eggertii)** - **Public Comment** is requested in effort to develop final plan. Contact: Dr. Lee Barclay, U.S. FWS, (931)528-6481.

• **Dept. of Energy's Notice of Intent to Prepare an EIS for an Integrated Gasification Combine Cycle Demonstration Project** - the project, selected under the Clean Coal Technology Program, would be the first commercial-scale demonstration of fixed bed British Gas Lurgi (BGL) gasification in the United States. The Dept. of Energy invites **Public Comment** by **May 25** on the proposed scope and content of the EIS. Contact: Roy Spears, U.S. DOE, (304)285-5460.